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July 8, 2003

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Via Electronic Comment Filing System

Ms. Marlene H. Dortch Secretary Federal Communications Commission 445 Twelfth Street, S.W. Washington, D.C. 20554

boston dallas delaware new york

new york san diego silicon valley twin cities

washington, dc

Re: <u>EX PARTE</u>

Amendment of Parts 1, 21, 73, 74 and 101 of the Commission's Rules to Facilitate the Provision of Fixed and Mobile Broadband Access, Educational and Other Advanced Services in the 2150-2162 and 2500-2690 MHz Bands WT Docket No. 03-66, RM-10586

Dear Ms. Dortch:

On Tuesday, July 8, 2003, Monsignor Michael J. Dempsey of the Diocese of Brooklyn and President of the Catholic Television Network (CTN), Michael Lavery from the Archdiocese of New York, David G. Moore from the Archdiocese of Los Angeles, Ken Kolb and Bing Eberhart from the Archdiocese of Detroit, Michael McGee from the Diocese of Dallas, Jay Fadden and Mark Quella from the Archdiocese of Boston, David Brewer from Counterpoint Communications, Inc., Jim Disch from the Archdiocese of Chicago, Brother Dominic Calabro from the Diocese of Youngstown, Monsignor Lawrence Baird from the Diocese of Orange and the undersigned met with Commissioner Michael J. Copps and Paul Margie, his Spectrum and International Legal Advisor. At the meeting, we discussed (i) the educational benefits of using Instructional Television Fixed Service ("ITFS") spectrum for video program delivery and other new services, (ii) how spectrum leasing offers significant benefits to the members of CTN through increased revenues and access to shared network services, and (iii) CTN's objection to rule change that would allow ITFS spectrum to be sold to commercial entities. In addition, we discussed CTN's concerns regarding the possibility that WorldCom, Inc. and its subsidiaries may reject ITFS spectrum leases and take other actions which could prevent ITFS licensees from accessing equipment and other facilities controlled by WorldCom.

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As permitted by Section 1.49(f)(1)(i), this *ex parte* submission and the associated attachment is being filed via the Commission's Electronic Comment Filing System. Please contact the undersigned if there are any questions in connection with this matter.

Respectfully submitted,

<u>/s/ Edwin N. Lavergne</u> Counsel to the Catholic Television Network

cc: Paul Margie, Esq.
Monsignor Michael J. Dempsey